

CROWLEY, LOUISIANA

FEBRUARY13, 2013

THE ACADIA PARISH POLICE JURY met on the above date at 6:30 p.m., in the Police Jury Meeting Room, Courthouse Building, Crowley, Louisiana, in regular session with the President, A. J. Broussard, presiding. At the request of the President, a prayer was offered and the Pledge to the Flag was recited in unison. The roll was called and final attendance was recorded as follows:

ALTON STEVENSON
A J BROUSSARD
JULIE BORILL
DALE TRAHAN
JIMMIE PELLERIN
A. J. CREDEUR
DAVID SAVOY
ROBERT GUIDRY

A motion was offered by Mr. A. J. Credeur, seconded by Mr. Jimmie Pellerin and carried unanimously, to make the following revisions to the agenda:

1. To add an item to the agenda to authorize the President to sign a letter of extension for the Temporary Act of Lease with Cleco Power LLC for property located on Fournerat Road as item 14a.
2. To add an item to the agenda to approve the request of Mire-Branch Water Corporation to waive fees for four road-crossing permits as item 14b.

A motion was offered by Mr. Jimmie Pellerin, seconded by Mr. Robert Guidry and carried, to dispense with the reading of the Minutes of the regular meeting held January 15, 2013 and approve them as written.

A motion was offered by Mr. Alton Stevenson, seconded by Mr. Robert Guidry and carried, to approve a budget adjustment for the purchase of new Revenue Collection Software for occupational licensing for the Acadia Parish Sheriff's Office using funds collected from tax license revenues.

RESOLUTION

BY MESSRS: A. J. CREDEUR AND JIMMIE PELLERIN

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 13th day of February, 2013, does hereby authorize the President to execute a contract between the State of Louisiana Department of Health and Hospitals and the Acadia Parish Police Jury for Nutrition Services for the WIC Program.

BE IT FURTHER RESOLVED that the President be authorized to sign any documents in conjunction with this program.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

A motion was offered by Mr. Alton Stevenson, seconded by Mrs. Julie Borill and carried, to authorize a letter of concurrence for the Lafayette Metropolitan Planning Organization naming Louisiana Department of Transportation and Development as the "Section 5310 Designated Recipient."

RESOLUTION

BY MR. ROBERT GUIDRY AND MRS. JULIE BORILL

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 13th day of February, 2013, does hereby re-appoint Mr. Joshua Thibodeaux, Mr. George Hebert, and Ms. April Simon to Fire Protection District #3, effective February, 2013.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

BY MRS. JULIE BORILL AND MR. DALE TRAHAN

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 13th day of February, 2013, does hereby appoint Mr. Melvin Leger to fill the unexpired term of Mr. Health Murphy, effective February, 2013.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

BY MR. ALTON STEVENSON AND MR. JIMMIE PELLERIN

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 13th day of February, 2013, does hereby re-appoint Mr. Jeff Bouillion, Mr. Robert Dominick, Mr. Troy Richard, Mr. Greg Richard, Mr. Larry Regan, Mr. Lyle Fogleman, Mr. Greg Brown, and Mr. Dennis Leonards to the Acadia Rice Arena Committee effective February, 2013.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

ORDINANCE # 1049

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY PERSON TO OPERATE OR DRIVE A MOTOR VEHICLE UPON GRANITE ROAD IN ACADIA PARISH,

LOUISIANA, AT A SPEED IN EXCESS OF **TWENTY-FIVE MILES PER HOUR**, AND, PROVIDING FOR THE PENALTIES FOR THE VIOLATION THEREOF.

SECTION 1. BE IT ORDAINED by the Police Jury of Acadia Parish, Louisiana, that it shall be unlawful for any person to operate or drive a motor vehicle in excess of **twenty-five miles per hour** on the following described Parish Road:

Granite Road

SECTION 2. BE IT FURTHER ORDAINED that any person found guilty of operating or driving a motor vehicle in excess of **twenty-five miles per hour** on the Parish road described above, shall be guilty of a misdemeanor, and upon conviction therefore, shall be fined not more than Fifty Dollars (\$50) or be imprisoned not more than ten (10) days or both.

SECTION 3. BE IT FURTHER ORDAINED that any laws or parts of laws in conflict are hereby repealed.

The Ordinance was offered by Mr. Robert Guidry, and seconded by Mr. David Savoy after being read and considered section by section, was adopted as a whole by the following vote:

YEAS: Alton Stevenson, Julie Borill, Dale Trahan, Jimmie Pellerin, A. J. Credeur, David Savoy, and Robert Guidry.

NAYS: None.

ABSENT: None.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

A motion was offered by Mrs. Julie Borill, seconded by Mr. Alton Stevenson and carried, to fund the Crowley Fire Service District with a \$100/parcel fee.

Discussion was held regarding contract revisions with Mosquito Control Contractors. Juror David Savoy stated that he would like more surveillance, more light traps, more gravity traps, more sentinel chickens, and more trucks.

A motion was offered by Mr. A. J. Credeur, seconded by Mr. Robert Guidry and carried, to authorize the Secretary-Treasurer, the Mosquito Control Committee Chairperson, and the Parish Attorney to review contract with Mosquito Control Contractors Inc. and present contract revisions at the next Mosquito Control Committee Meeting.

A motion was offered by Mr. A. J. Credeur, seconded by Mrs. Julie Borill and carried, to authorize the Final Application and Certificate for Payment No. 12 for the new Acadia Parish Health Unit in the amount of \$165,000.00 and hold \$12,574.25 until work has been completed.

A motion was offered by Mrs. Julie Borill, seconded by Mr. David Savoy and carried, to authorize the President to sign a letter of extension for the Temporary Act of Lease with Cleco Power LLC for property located on Fournerat Road.

A motion was offered by Mr. A. J. Credeur, seconded by Mr. Jimmie Pellerin and carried, to approve the request of Mire-Branch Water Corporation to waive fees for road-crossing permits on North Riceland Road, Charlie Arceneaux Road, Cahanin Road, and Turk Road.

RESOLUTION

BY MESSRS: A. J. CREDEUR AND ALTON STEVENSON

WHEREAS, the Acadia Parish Police Jury received bids for the Acadia Parish Community Clinic Building Repairs & Microbial Remediation, **and**

WHEREAS, the following bids were received:

<u>BIDDER</u>	<u>BID</u>
E. L. Habetz Builders, Inc.	\$108,100.00
Fruge Lumber Co., Inc.	\$112,206.00

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 13th day of February, 2013, does hereby accept the low bid submitted by E. L. Habetz Builders, Inc. in the amount of One Hundred Eight Thousand One Hundred and 00/100 (\$108,100.00) Dollars for the Acadia Parish Community Clinic Building Repairs & Microbial Remediation.

BE IT FURTHER RESOLVED that the President be authorized to sign any documents in conjunction with this project.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

BY MESSRS: A. J. CREDEUR AND ALTON STEVENSON

WHEREAS, the Acadia Parish Police Jury received bids for the Acadia Parish Multipurpose Building Men's Restroom Addition, **and**

WHEREAS, the following bids were received:

<u>BIDDER</u>	<u>BID</u>
E. L. Habetz Builders, Inc.	\$49,200.00
L. K. Breaux & Associates, Inc.	\$53,850.00
Valor Construction, LLC	\$68,426.00

THEREFORE, BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened on this the 13th day of February, 2013, does hereby accept the low bid submitted by E. L. Habetz Builders, Inc. in the amount of Forty-Nine Thousand Two Hundred and 00/100 (\$49,200.00) Dollars for the Acadia Parish Multipurpose Building Men's Restroom Addition.

BE IT FURTHER RESOLVED that the President be authorized to sign any documents in conjunction with this project.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

RESOLUTION

BY MESSRS: A. J. CREDEUR AND JIMMIE PELLERIN

BE IT RESOLVED by the Acadia Parish Police Jury in regular session duly convened this 13th day of February, 2013, does hereby authorize the President to execute an Agreement for Services with TJ Phillips Designs, LLC for Landscape Architecture / Planning Services for the Acadia Parish Courthouse South Lawn Plaza.

BE IT FURTHER RESOLVED that the President be authorized to sign any documents in conjunction with this project.

ADOPTED: FEBRUARY 13, 2013

ATTEST:

/s/ Richard Latiolais
RICHARD LATIOLAIS
SECRETARY-TREASURER

/s/ A. J. Broussard
A. J. BROUSSARD
PRESIDENT

A motion was offered by Mr. Alton Stevenson, seconded by Mr. Jimmie Pellerin, to remove item number 16.

A substitute motion was offered by Mr. A. J. Credeur, seconded by Mrs. Julie Borill, to that item number 16 remain on the agenda.

Mr. Brad Andrus, Parish Attorney, addressed the Police Jury and stated that he had already formulated an opinion on whether or not a chairperson can be removed from a committee during Committee Selections. He said that according to the bylaws of the Acadia Parish Police Jury, the President could appoint any Police Jury member to any committee and also remove any Police Jury member from any committee. He further stated that he had spoke with the Attorney General's Office and they recommended that he obtain an opinion from the Ethics Board of Administration on whether not an employee of the Acadia Parish Police Jury should be allowed to serve on a committee and if so whether or not they should be allowed to vote before formulating his own opinion for the Police Jury.

A motion was offered by Mr. A. J. Credeur, seconded by Mrs. Julie Borill and carried, to instruct the Secretary-Treasurer to have legal counsel form an opinion on whether not an employee of the Acadia Parish Police Jury should be allowed to serve on a committee and if so whether or not they should be allowed to vote and to authorize him to obtain an opinion from the Ethics Board of Administration and an Attorney General's Opinion.

A motion was offered by Mrs. Julie Borill, seconded by Mr. A. J. Credeur and carried, to accept the recommendation of the Airport Committee that the Police Jury authorize the LAAA to conduct a fly in at LeGros Memorial Airport.

A motion was offered by Mrs. Julie Borill, seconded by Mr. Alton Stevenson and carried, to accept the recommendation of the Solid Waste Committee that the Police Jury authorize Mader Engineering to prepare the Solid Waste Permit renewal for the Acadia Parish Sanitary Landfill.

A motion was offered by Mrs. Julie Borill, seconded by Mr. Alton Stevenson and carried, to accept the recommendation of the Solid Waste Committee that the Police Jury approve a change order and contract time suspension for the Removal of Sediment from Phase V at the Acadia Parish Sanitary Landfill.

Mr. Glenn Daigle stated that he had a public comment and read the following letter into the record:

"My name is Glenn Daigle. I have been self-employed for 35 years, half of that in my home parish of Acadia. Without a large city such as Lafayette to bring in outside revenue, every job creating entity within this parish should be seen for what it is. The foundation of our local economy and the reason our community prospers at all. We contend government should be working to protect the peoples' best interest while at the same time not putting up road blocks for our local businesses in the parish.

Last week's presentation by Mr. Credeur, Trahan, and Stevenson was very impressive; the only problem was it has nothing to do with our company. Mr. Credeur's presentation was nothing more than grandstanding. In his statement, he states "each juror takes an oath to uphold the laws of the state and various parish ordinances. Some of us take this very seriously while others do not." I would like to remind Mr. Credeur that he has unpaid late fees with the Louisiana Ethics Administrative Program totaling over \$3,000.00, which he has yet to resolve. So for you three jurors to question the seriousness with which the other jurors take their oath is the height of hypocrisy.

To address your comment in regard to solid waste generated outside of the parish, you are using a broad term to compare our situation to another issue of a few years ago. At that time the managing company of the landfill was accepting tons of waste from outside the parish for profit and in the process drastically shortening the life span of our landfill. Our situation is not the same.

Our position is ALL of our waste originates in the our parish, taxes were paid in our parish on those products, through our local merchants such as Doug Ashy, Southern Pipe, Teche Electric, Lowes, Stines, etc. We feel that the purchasing of these products here should qualify the waste as being in parish. if we are denied the right to use the landfill for product originating in this parish, then why buy here? We may as well buy somewhere else.

Once again, we ask that the jury to inject some common sense into this issue, rewording this ordinance or its intended purpose, to keep true outside waste from coming into the landfill. This is a common sense issue that is being high jacked by three jurors for political gain. So once again government instead of helping small business succeed, the lifeblood of our economy, government is the road block.

But we believe this has nothing to do with outside waste being dumped in the Acadia Parish Landfill. We believe this one police jury member's personal vendetta against Mr. Latiolais because Mr. Latiolais refused him a roll off dumpster at property he owns. Mr. Latiolais refused this jury member's demands for a roll off dumpster. Roll off dumpsters are for municipalities and non-profit entities, not private individuals. Mr. Dale Trahan, you are not a municipality. The assets of the Police Jury are not at your disposal. Because you were rightly refused a dumpster does not give you the right to pursue Mr. Latiolais' job in an attempt to have him fired. How do we know all this information? From Mr. Trahan himself! That's right. Mr. Trahan came into our store, flashed his Police Jury card like it was a police badge, and demanded to see my dumping permit. Is that even legal for you to enter my premises to intimidate us with your Police Jury card, in order to see something that was none of your business? I will ask the State and let them decide what is lawful. You will not use your position to intimidate us! When he was shown the permit and saw that Mr. Latiolais' signature was on the permit he went into a 10 minute tirade how Latiolais would not give him a dumpster and that he would get him fired. Told us the whole story! This is a personal vendetta that Mr. Trahan has against Mr. Latiolais. I, as a small business owner in Acadia Parish, to have to be drug into this, is a

disgrace! Last week, Mr. Trahan, you so brutishly told Mr. Latiolais that he works for the 8 Police Jury Members. I want to remind you that you work for the public. The public's assets are not at your disposal.

In closing, as a business owner and job creator, I want only what's fair and right. I do not want any favors or special treatment. Perhaps in the future the jury can inject some common sense into its work. Then the people and businesses will be better served.

I want to publically thank Police Jury Members Mr. Broussard, Mrs. Borill, Mr. Pellerin, Mr. Savoy, and Mr. Guidry for their service and honestly and clear thinking in this issue. Thank you."

President A. J. Broussard called Mr. Brett Bayard with Mader Engineering to explain what our Solid Waste Permit says about bringing in out of parish waste. He stated that the definition of out of parish waste is foggy and not very clear. He explained that the situation at hand falls into a grey area.

Mr. Brad Andrus, Parish Attorney, state that changes could not be made regarding this ordinance without going to the polls because it had been voted on by the public.

Juror Alton Stevenson called Ms. Catherine Lacombe to explain what had occurred while she was a Police Juror. She stated that in 1982 a proposition was voted on and passed for a 1% sales tax to form and operated the landfill. She further stated that in 1988 the people voted that surplus funds from this tax could be used for roads and bridges. She said that in 1994 the Police Jury was considering taking out of parish waste for profit and that it went all the way to the Supreme Court and was decided that it could not do so because the tax was dedicated for in parish waste only.

Mr. Brad Andrus, Parish Attorney, recommended that the Police Jury not take action on this item and if they would like a Declaratory Judgment that they should obtain it elsewhere.

The Secretary-Treasurer presented the monthly financial report.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE MEETING, THE MOTION WAS OFFERED DULY SECONDED, THAT THE MEETING ADJOURN UNTIL THE NEXT REGULARLY SCHEDULED MEETING OF TUESDAY, MARCH 12, 2013, AT THE HOUR OF 6:30 P.M.

SECRETARY-TREASURER

PRESIDENT